

Order

Michigan Supreme Court
Lansing, Michigan

December 13, 2005

Clifford W. Taylor,
Chief Justice

ADM File No. 2005-16

Michael F. Cavanagh
Elizabeth A. Weaver
Marilyn Kelly
Maura D. Corrigan
Robert P. Young, Jr.
Stephen J. Markman,
Justices

Amendment of Rule 4.101
of the Michigan Court Rules

On order of the Court, the following amendment of Rule 4.101 of the Michigan Court Rules, effective January 1, 2006, further amends the order the Court approved in this file on October 18, 2005. The Court approved that order after notice and an opportunity for comment in writing and at a public hearing had been provided, and consideration had been given to the comments received, effective January 1, 2006.

[The amendatory language is further amended as indicated below
by underlining for new language.]

Rule 4.101 Civil Infraction Actions

(A) Citation; Complaint; Summons; Warrant.

(1) [Unchanged.]

(2) A violation alleged on a citation may not be amended except by the prosecuting official or a police officer for the plaintiff.

(3)-(4)[Unchanged.]

(B)-(H)[Unchanged.]

Staff Comment: The amendment of MCR 4.101(A)(2) clarifies that those who may amend the violation on a citation are the prosecuting attorney or attorney for the political subdivision, the officer who issued the citation, or another police officer for the plaintiff.

The staff comment is not an authoritative construction by the Court.



I, Corbin R. Davis, Clerk of the Michigan Supreme Court, certify that the foregoing is a true and complete copy of the order entered at the direction of the Court.

December 13, 2005

Corbin R. Davis

Clerk